



STATE OF ARIZONA

JANICE K. BREWER
GOVERNOR

EXECUTIVE OFFICE

April 18, 2011

The Honorable Russell Pearce
President
Arizona State Senate
1700 West Washington Street
Phoenix, Arizona 85007

Re: Senate Bill 1467 (educational institution; concealed weapons)

Dear President Pearce:

Today I vetoed Senate Bill 1467 because it is so poorly written. Bills impacting our Second Amendment rights have to be crystal clear so that gun owners don't become lawbreakers by accident. Two examples of this lack of clarity in the bill are: (1) the failure to define the key phrase "public right-of-way" where weapons can be carried, and (2) the inclusion of K-12 schools where federal and state laws generally prohibit weapons on K-12 school grounds.

First, Senate Bill 1467 would prohibit educational institutions from banning weapons on a "public right-of-way." However, legislators inexplicably decided not to define "public right-of-way" in the bill. There are four differing definitions currently found in Arizona statutes but none apply to this bill. What is really puzzling is that this error was pointed-out during the legislative process. One proponent of the bill stated that a court will have to be the final arbiter in deciding what constitutes a "public right-of-way." We don't need the courts to write our gun laws. That is the job of the Legislature.

Second, the bill is widely advertised as applying to only universities and community colleges. However, the bill clearly applies to an "educational institution," which includes our K-12 schools. The bill also expressly provides that it supersedes A.R.S. § 15-341, which allows a K-12 school district to adopt and enforce policies and procedures to prohibit a person from carrying or possessing a weapon on school grounds. Although both state and federal law will continue to generally prohibit weapons on K-12 school grounds, Senate Bill 1467 confuses the

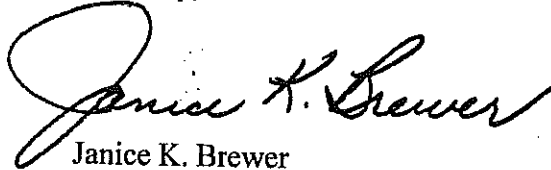
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issue by expressly prohibiting K-12 governing boards from making rules to enforce these prohibitions in public rights-of-way at K-12 schools.

Also, I believe that key concepts in the bill were lost during the legislative process. For example, I believe that the concealed carry weapon (CCW) permit holder concept in the original bill should be considered in any future campus carry legislation.

In conclusion, while I support the thoughtful expansion of where firearms should be allowed, the actual legislation that does so must be both unambiguous and clear to protect the Second Amendment rights of lawful gun owners. Senate Bill 1467 is neither.

Sincerely,

A handwritten signature in black ink, reading "Janice K. Brewer". The signature is fluid and cursive, with a large initial "J" and a long, sweeping underline.

Janice K. Brewer
Governor

cc: The Honorable Kirk Adams
The Honorable Ron Gould

Senate Engrossed

State of Arizona
Senate
Fiftieth Legislature
First Regular Session
2011

SENATE BILL 1467

AN ACT

AMENDING SECTION 13-2911, ARIZONA REVISED STATUTES; RELATING TO OFFENSES
AGAINST PUBLIC ORDER.

(TEXT OF BILL BEGINS ON NEXT PAGE)

Passed the House April 7, 2011,

by the following vote: 33 Ayes,
24 Nays, 3 Not Voting

[Signature] Speaker of the House
Cheryl Laube Chief Clerk of the House

Passed the Senate March 14, 2011,

by the following vote: 21 Ayes,
7 Nays, 2 Not Voting

[Signature] President of the Senate
Charmint Bellinger Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

12 day of April, 2011,

at 11:15 o'clock A. M.

[Signature]
Secretary to the Governor

Approved this _____ day of

20,
VETO
at _____ o'clock _____ M.

Governor of Arizona

S.B. 1467

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this _____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary of State